

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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**ORDER GRANTING IN PART
MOTION TO MODIFY
SUBPOENA**

21 MC 100 (AKH)

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ALVIN K. HELLERSTEIN, U.S.D.J.:

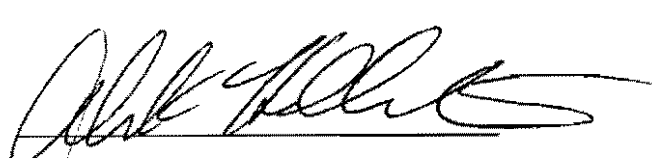
On November 14, 2012, argument was heard on Defendant's "Motion to Modify Subpoena Issued to Fire Department of the City of New York and for Protective Order." For the reasons stated on the record, the motion to modify is granted in part such that the City will provide the height and years, rather than exact dates, of birth, death, hire, and retirement, of study participants. Sex, race, and home addresses, need not be produced. Produced data is subject to the Court's Protective Order No. 3 issued July 15, 2009.

Parties are to jointly submit an order consistent with these holdings and identifying any disagreements by November 21, 2012.

The Clerk shall mark the motion (Doc. No. 2680) terminated.

SO ORDERED

Dated: November 19, 2012
New York, New York


ALVIN K. HELLERSTEIN
United States District Judge